RECEIVED CENTRAL FAX CENTER NOV 2 0 2004

Tel: (510) 537-2040 Fax: (415) 276-6040 mkaser@bell-iplaw.com

| Q. Janice Li, Examiner | FROM: Matthew Kaser D.Phi | l. |
|---------------------------------------|---|------------------|
| COMPANY: USPTO | DATE: 11/20/04 | |
| PAX NUMBER: (703) 872-9306 | TOTAL NO. OF PAGES INCLUDING | COVER: |
| PHONE NUMBER: (571) 272-0730 | SENDER'S RÉFERENCE NUMBER: DIA 011115 | |
| RE: Office Action Mailed 5/20/2004 | YOUR REFERENCE NUMBER: USSN 09/857,325 | |
| * URGENT * FOR REVIEW * PLEASE | COMMENT * PLEASE REPLY | * PLEASE RECYCLE |

USSN 09/857,325

Certificate of Faxing

I hereby certify under 37 CFR 1.8 that this correspondence is being transmitted by facsimile to the USPTO at (703) 872-9306 in accordance with 37 CFR 1.6(d)

| On: | 20th November, 2004 |
|----------|---------------------|
| Ву: | MHG |
| Printed: | Matthew Kaser |

RECEIVED CENTRAL FAX CENTER NOV 2 0 2004

PTC/88/21 (09-04)
Approved for use through 07/31/2009. OMB 0851-0031
i1.5 Patent and Trademerk Office: U.S. DEPARTMENT OF COMMERCE

| | erwork Reduction Act of 1995 | | a are required to respond to a co | nilection of info | edemark (| ntess it d | nolava a valid OMB control number. |
|--|--|--------------------------|--|-------------------|-------------------------|-------------------|--|
| Under ma Pani | POWOTE PROJECTION ACT OF TREE | TIO DAILBOX | Application Number | 09/857,32 | | | |
| TR | ANSMITTAL | | Filing Date | February | 14, 2002 | | |
| | FORM | | First Named Inventor | Eillott, Rat | Elliott, Robert Bartlet | | |
| | | | Art Unit | 1832 | | | |
| the becomed the | .u energenen refer inikal | ena) | Examiner Name | Li, Q. Jan | ice | | |
| | ii correspondence efter initiel | 32 | Attorney Docket Number | 011115 | | - | |
| Total Number of | Pages in This Submission | | 1 | | | | |
| | | ENC | LOSURES (Check a | ii that apply, |) | AMA- AI | lowance Communication to TC |
| Fee Trans | mittal Form | | Drawing(a) | | | Aller Al | iowance Communication to 10 |
| ✓ Fe | ● Attached | | Licensing-related Papers | | | | Communication to Board sals and Interferences |
| Amendme | | | Petition | | | Appeal | Communication to TC Notice, Brief, Reply Brief) |
| Amendme | nt/Reply | I⊟⊓ | Petition to Convert to a | | | • • • | tary Information |
| — <u>⊢</u> ^* | ter Final | | Provisional Application Power of Attorney, Revocati | ion | | • | · |
| LJ Aff | fidevits/declaration(s) | | Change of Correspondence | Address | | Status Other E | Letter Enclosure(s) (please identify |
| Extension | of Time Request | ᄖᆜ | Terminal Discialmer | | | below): | • , , , |
| Express A | bandonment Request | \sqcup | Request for Refund | | | | 7 CFR 1.114 nder 37 CFR 1.132 |
| Information | n Disclosure Statement | | CD, Number of CD(s) | | | | |
| | ,, <u> </u> | 1 - 1 | Lendscape Table on (| CO | | | |
| Certified C | Copy of Priority | Rema | | | <u> </u> | | |
| Document | • • | | | | | | |
| | Alasing Parts/ e Application | | | | | | |
| | apty to Missing Perts inder 37 CFR 1.52 or 1.53 | 1 | | | | | |
| | | 1 | | | | | |
| ··· | SiGN | TURE | OF APPLICANT, ATT | ORNEY C | R AG | ENT | |
| Firm Name | | TOIL V | | | | | |
| | FACTOR & LAKE | | | | | • | |
| Signature | | WW | yes- | | | | |
| Printed name | MATTHEW KASER | | | | | | |
| Date | 20TH NOVEMBER, 200 | 4 | | Reg. No. | 44,81 | 7 | |
| | | | | | | | |
| | C | | CATE OF TRANSMIS | | | | |
| | | | | OTO ~ deno | tited with | the Un | ited States Postal Service with |
| sufficient postage | | being fact nvelope a | ddreased to: Commissioner | for Patents, 1 | P.O. Box | 1450, / | Vexandria, VA 22313-1450 en |
| I hereby certify th sufficient postage the date shown b Signature | e pe firet class mail in en e | being face nvelope at | dimile transmitted to the USF ddressed to: Commissioner | for Patents, 1 | P.O. Box | 1450, A | Nexandria, VA 22313-1450 cn |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Comfidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Tredemark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/58/30 (09-04)

Approved for use through 97/31/2009. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no parsons are resulted to rescond to a collection of information unless it contains a valid OMB control number.

09/857,325

| Request | Application Number | 09/857,325 | | | | |
|--|---|--|--|--|--|--|
| for | Filing Date | February 14, 2002 | | | | |
| Continued Examination (RCE) | First Named Inventor | Elliott, Robert Bartlet | | | | |
| Transmittal , | Art Unit | 1632 | | | | |
| Mail Stop RCE Commissioner for Patents | Examiner Name | U, Qian Janica | | | | |
| P.O. Box 1450 Alexandria, VA 22313-1450 | Attorney Docket Number | 011115 | | | | |
| Alexandria, VA 22313-1450 Attorney Docker Number This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1996, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. | | | | | | |
| Submission required under 37 CFR 1.114 No emendments enclosed with the RCE will be entered in the applicant does not wish to have any previously filed une emendment(s). Previously submitted, if a final Office action is | ote: If the RCE is proper, any previous order in which they were filed un ntered amendment(s) entered, app. outstanding, any amendments file. | susly filed unentered emendments and cless applicant instructs otherwise. If licant must request non-entry of such | | | | |
| considered as a submission even if this box is | g nót chackád. | <i>(</i> 1) | | | | |
| i. Consider the arguments in the Appeal 8 | Brief or Reply Brief previously filed | on | | | | |
| ii. Other | | | | | | |
| b. Enclosed | III Indomesia | n Disclosure Statement (IDS) | | | | |
| I. Amendment/Reply Addition/t/o// Destruction(s) | "", ' | • | | | | |
| W. S. Contraction of the contrac | | | | | | |
| Suppension of action on the above-identified application is requested under 37 CFR 1.103(c) for a a period of months. (Parked of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required) b OtherAssociate Power of Attorney | | | | | | |
| 3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0546. I have enclosed a duplicate copy of this sheet. | | | | | | |
| i. RCE tee required under 37 CFR 1.17(c | a) | | | | | |
| ii. Extension of time fee (37 CFR 1.138 and | | | | | | |
| III. Other Five additional Indep claims : | | | | | | |
| b. Check in the amount of \$enclosed | | | | | | |
| c. Payment by credit card (Form PTO-2038 enclosed) | | | | | | |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | | |
| | CANT, ATTORNEY, OR AGENT R | | | | | |
| Signature Name (Print/Type) MATTHEW R. KASER | | gistretion No. 44,817 | | | | |
| | | 7-7,017 | | | | |
| CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope 1 hereby certify that this correspondence is being deposited with the United States Postage Po | | | | | | |
| addressed to: Mail Stop RCE, Commissioner for Patents, P. O. dox 1430, Advantage, VX 22313/1430 to racamiss it administration of the Control of the date shown below. | | | | | | |
| Signature | Date | 20 November 2004 | | | | |
| Name (Print/Type) MATTHEW R. KASER This collection of information is required by 37 CFR 1.114. The inform | etion is required to obtain or miss. | nefit by the public which is to file (and by the USPTO | | | | |
| This collection of virial manufactures by 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete including gathering, preparing, and automitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments of the smount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Parient and the smount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer. | | | | | | |

the amount of time you require to complete this time and a supposition of the complete the compl

PTO/8B/30 (09-04) Approved for use through 07/31/2008. OMB 0851-0031
U.S. Palent and Tindemark Office; U.S. DEPARTMENT OF COMMERCE Under the Proposed Reduction Act of 1995, no sections are resided to record to a collection of information unless R contains a year OMB control number. Request Application Number February 14, 2002 for Filing Dete Continued Examination (RCE) Elliott, Robert Bartlet First Named Inventor Transmittal 1832 Art Unit Address to: Mail Stop RCE Li, Qian Janice **Examiner Name** Commissioner for Paterits 011115 P.O. Box 1450 Attorney Docket Number Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continuous Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1985, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered emendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentared amendment(s) entered, applicant must request non-entry of such Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be emendment(s). s. 🔽 considered as a submission even if this box is not checked. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _ Other b. 🖭 Enclosed Information Disclosure Statement (IDS) iił. ~ Amendment/Reply Affidavit(s)/ Declaration(s) Other H. 2. Miscellaneous Buspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(1) required) period of _ Other Associate Power of Attornay b. 🔽 The RCE fee under 37 CFR 1.17(a) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Fees . I have enclosed a duplicate copy of this sheet. Deposit Account No. 50-0545 RCE fee required under 37 CFR 1.17(6) Extension of time too (37 GFR 1.136 and 1.17) Other Five additional Indep claims; 25 additional Dep claims 9 ht. Check in the amount of 5 Payment by credit card (Form PTO-2038 endosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED 20 November 2004 Registration No. Signature 44.B17 MATTHEW R. KASER Name (Print/Type) CERTIFICATE OF MAILING OR TRANSMISSION I hereby cuttly that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to: Mail Step RCE. Controllestoner for Patenta, P. O. Box 1450, Alexandria, VA 22313-1450 or facatinile transmitted to the U.S. Petern and Trademark Office on the date shown below Name (PrinuType) MATTHEW R. KASER

This collection of information is required to obtain or retain a benefit by the public which is to file (and by the USPTO This collection of information is required by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, to process) an application, Combining the completed application form to the USPTO. Three will very depending upon the individual case. Any comments on the harden contrained, and authoriting the completed application from to the USPTO. Three will very depending upon the individual case. Any comments on the harden contrained, and authoriting the complete complete complete the complete complete the complete complete the complete complete complete the complete complete the complete complete complete complete complete the complete comple ADDRESS, SEND TO: Mall Stop RGE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1460. If you need assistance in completing the form, call 1-600-PTO-9198 and select option 2.

